

Recorded by:
City Clerk, City of Glendale
5850 West Glendale Avenue
Glendale, Arizona 85301

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
ELECTRONIC RECORDING
20090528723,06/10/2009 02:08
O2683-3-1-1--,N

City of Glendale, Arizona

ORDINANCE NO. 2683 NEW SERIES

(PLEASE DO NOT REMOVE ~ THIS IS PART OF THE OFFICIAL DOCUMENT)

ORDINANCE NO. 2683 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR A LANDSCAPING EASEMENT WITH ABART PROPERTIES V LLC FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF 79TH AVENUE AND UNION HILLS DRIVE IN GLENDALE, ARIZONA; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE BE RECORDED.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:


SECTION 1. That the City Council hereby approves the grant of a landscaping easement in perpetuity to Abart Properties V LLC in accordance with all the terms and conditions thereto and directs that the City Manager for the City of Glendale execute said document for property located at the southeast corner of 79th Avenue and Union Hills Drive for the grantee's use upon, across, over and under the surface of certain property located within existing City property, in the form and as legal described in Exhibit A attached hereto.


SECTION 2. That the City hereby reserves the right to use the easement premises in any manner that will not prevent or interfere with the exercise by said grantee of the rights granted hereunder; provided, however, that the City shall not obstruct, or permit to be obstructed, the permitted use of the easement premises at any time whatsoever without the express prior written consent of the grantee.

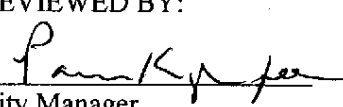
SECTION 3. That the City Clerk be instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 26th day of May, 2009.


MAYOR

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

ORDINANCE NO. 2683 NEW SERIES

ELAINE M. SCRUGGS
MAYOR

ATTEST:

PAMELA HANNA
City Clerk

STATE OF ARIZONA)
County of Maricopa) ss
City of Glendale)

(SEAL)

APPROVED AS TO FORM:

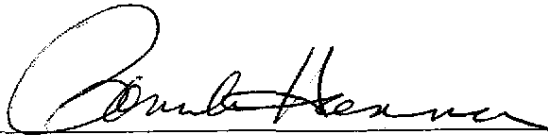
CRAIG TINDALL
City Attorney

I, the undersigned, Pamela Hanna, being the duly qualified City Clerk of the City of Glendale, Maricopa County, Arizona, certify that the foregoing Ordinance No. 2683 New Series is a true, correct and accurate copy of Ordinance No. 2683 New Series, passed and adopted at a regular meeting of the Council of the City of Glendale, held on the 26th day of May, 2009, at which a quorum was present and voted in favor of said Ordinance.

REVIEWED BY:

Given under my hand and seal this 10th day of June, 2009.

PAM KAVANAUGH
Assistant City Manager


CITY CLERK